

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

ZOOM Clerk's Minutes
Before the Honorable Kea W. Riggs

CASE NO. CR 19-3595 KWR **DATE:** October 7, 2020

TITLE: *USA v. Angelita Benally*

COURTROOM CLERK: C. Bevel **COURT REPORTER:** J. Goehl

COURT IN SESSION: 9:58AM-10:06AM **TOTAL TIME:** 8 MINUTES

TYPE OF PROCEEDING: STATUS CONFERENCE

ATTORNEYS PRESENT FOR PLAINTIFF(S): **ATTORNEYS PRESENT FOR DEFENDANT(S):**

Frederick Mendenhall

Emily Carey

USPO: George Rodriguez

PROCEEDINGS:

9:58am Court in session, counsel enters appearances, defendant present and all counsel via zoom.

9:59am Court addresses counsel regarding status of outstanding restitution. Court denies request for property loss, Court has reviewed response by government with all attachments. Court turns to claim for loss on vehicle.

10:01am Mr. Mendenhall request court award restitution on the vehicle.

10:01am Ms. Carey responds, agrees with amount claimed for vehicle. Some confusion as to whom the money is owed regarding the vehicle.

10:03am Mr. Mendenhall has nothing to add. Does not believe any insurance claim was made by victim for loss of vehicle.

10:04am Court will award \$5424 for loss and value of Nissan altma. Court will prepare an order as to this decision.

10:04am Ms. Carey address manner and method of payment for restitution. Requests monthly

payments, to begin 30 days after release from custody.

10:06am Mr. Mendenhall has no objection.

10:06am Court orders restitution in monthly payments of \$100 or 10% of income, which is deferred for 30 days after release from custody.

10:06am Court in recess.